

Examiner-Initiated Interview Summary	Application No.	Applicant(s)	
	08/852,020	MARUYAMA ET AL.	
	Examiner	Art Unit	
	Gerald G Leffers Jr., PhD	1636	

All Participants:

(1) Gerald G Leffers Jr., PhD.

(2) Michael McCarthy.

Date of Interview: 28 April 2004

Type of Interview:

☒ Telephonic
☐ Video Conference
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☒ No
 If Yes, provide a brief description:

Status of Application: _____

(3) _____

(4) _____

Time: ~2:00 pm

Part I.

Rejection(s) discussed:
none

Claims discussed:
Claim 57 and Claim 1 of U.S. Patent No. 5,627,024

Prior art documents discussed:
U.S. Patent No. 5,627,024.


Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:
See Continuation Sheet

Part III.

☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.

☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.


GERRY LEFFERS
PRIMARY EXAMINER

 (Applicant/Applicant's Representative Signature – if appropriate)

 (Examiner/SPE Signature)

Continuation of Substance of Interview including description of the general nature of what was discussed: Examiner called Mr. McCarthy to discuss the scope encompassed by claim 1 of the '024 patent and how it is supposed to differ in scope from instant claim 57. Examiner contends scope is the same and Statutory Double Patenting is at issue. Mr. McCarthy contends that instant claim 57 encompasses an embodiment where matrix anchor proteins other than pV are expressed as part of the same cistron that encodes pV and the pV/fusion protein. No agreement was reached and Mr. McCarthy notified that an Advisory Action would be forthcoming..